

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

FILED  
RICHARD W. MAGEL  
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UNITED STATES OF AMERICA,

Plaintiff,

v.

ROBERT HOLMES and

JAMEL WILLIAMS,

Defendants.

CASE NO.

JUDGE

INDICTMENT MICHAEL J. NEWMAN

18 U.S.C. § 924(c)

21 U.S.C. § 841(a)(1)

21 U.S.C. § 841(b)(1)(A)

21 U.S.C. § 841(b)(1)(B)

21 U.S.C. § 846

21 U.S.C. § 860

SOUTH DISTRICT OF OHIO  
WESTERN DIVISION DAYTON  
3 23 2020

FORFEITURE ALLEGATIONS

**THE GRAND JURY CHARGES:**

**COUNT 1**  
**(Conspiracy to Commit a Title 21 Offense)**

Between a beginning date unknown, but at least by in or around October 2021, and in or around September 2022, in the Southern District of Ohio and elsewhere, defendants ROBERT HOLMES, JAMEL WILLIAMS, and others known and unknown to the Grand Jury, knowingly and intentionally conspired to possess with intent to distribute and to distribute:

- a. 400 grams or more of a mixture or substance containing a detectable amount of fentanyl, also known as N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl], a Schedule II controlled substance; and
- b. 500 grams or more of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance;

in violation of Title 21, United States Code, Section 841(a)(1).

**All in violation of Title 21, United States Code, Sections 846, 841(b)(1)(A), and 841(b)(1)(B).**

**COUNT 2**  
**(Possession with Intent to Distribute within 1,000 Feet of a School)**

On or about September 27, 2022, in the Southern District of Ohio, defendants **ROBERT HOLMES** and **JAMEL WILLIAMS** knowingly and intentionally possessed with the intent to distribute:

- a. 400 grams or more of a mixture or substance containing a detectable amount of fentanyl, also known as N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl], a Schedule II controlled substance; and
- b. 500 grams or more of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance;

within 1,000 feet of the real property comprising Fulton Elementary School, a public elementary school.

**All in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(A), and 841(b)(1)(B).**

**COUNT 3**  
**(Possession of a Firearm in Furtherance of Serious Drug Offense)**

On or about September 27, 2022, in the Southern District of Ohio, defendants **ROBERT HOLMES** and **JAMEL WILLIAMS** knowingly possessed firearms in furtherance of a drug trafficking crime for which they may be prosecuted in a court of the United States, namely: conspiracy to possess with intent to distribute and to distribute controlled substances, in violation of Title 21, United States Code, Section 846, as alleged in Count One of the Indictment.

**In violation of Title 18, United States Code, Section 924(c), and *Pinkerton v. United States*, 328 U.S. 640 (1946).**

**COUNT 4**  
**(Possession of a Firearm in Furtherance of Serious Drug Offense)**

On or about September 27, 2022, in the Southern District of Ohio, defendants **ROBERT HOLMES** and **JAMEL WILLIAMS** knowingly possessed firearms in furtherance of a drug trafficking crime for which they may be prosecuted in a court of the United States, namely: to possess with intent to distribute controlled substances within 1,000 feet of a public elementary school, in violation of Title 21, United States Code, Sections 860 and 841(a)(1), as alleged in Count Two of the Indictment.

**In violation of Title 18, United States Code, Section 924(c), and *Pinkerton v. United States*, 328 U.S. 640 (1946).**

**FORFEITURE ALLEGATION 1**

Upon conviction of one or more of the offenses set forth in Counts 1 through 2 of this Indictment, defendants **ROBERT HOLMES** and **JAMEL WILLIAMS** shall forfeit to the United States, pursuant to 21 U.S.C. § 853(a), (1) any property constituting, or derived from, any proceeds obtained, directly or indirectly, as a result of such violation(s), and (2) any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such violation(s).

**FORFEITURE ALLEGATION 2**

Upon conviction of one or more of the offenses set forth in Counts 1 through 4 of this Indictment, defendants **ROBERT HOLMES** and **JAMEL WILLIAMS** shall forfeit to the United States, pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), any firearms and ammunition involved in or used in such violation(s).

**SUBSTITUTE ASSETS**

If any of the property described above, as a result of any act or omission of the defendants:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

it is the intent of the United States, pursuant to 21 U.S.C. § 853(p) or as incorporated by 28 U.S.C. § 2461(c), to seek forfeiture of any other property of the defendants, up to the value of the property described above.

**A TRUE BILL**

  
**GRAND JURY FOREPERSON**

**KENNETH L. PARKER  
UNITED STATES ATTORNEY**

  
**KELLY K. ROSSI  
ASSISTANT UNITED STATES ATTORNEY**